

THE STATE OF NEW HAMPSHIRE
SUPREME COURT

No. 2005-_____

VENISE THERESA GONYA, et al

v.

ROGER A. SEVIGNY

APPLICATION OF ALAN B. RICH TO APPEAR PRO HAC VICE
PURSUANT TO SUPREME COURT RULE 33

NOW COMES the undersigned attorney, Alan B. Rich, and respectfully requests that this Court permit his appearance *pro hac vice* in the above-entitled action being commenced by Notice of Appeal filed simultaneously herewith. In support of this request, Attorney Rich swears and attests to the following, under oath:

1. I reside at 2921 University Boulevard, Dallas, Texas 75205 and am an attorney with the law firm of Baron & Budd, P.C., 3102 Oak Lawn Avenue, Suite 1100, Dallas, Texas 75219-4281.

2. Venise Theresa Gonya resides at 28 Kelwyn Drive, Somersworth, New Hampshire 03878 and her telephone number is 603-742-3208. Plaintiff Roxane S. Scaife resides at 16 Old Mont Vernon Road, Amherst, New Hampshire 03031 and her telephone number is (603) 787-6284.

3. I am an attorney duly admitted and licensed to practice law in the state of Texas, where I was admitted on November 2, 1984. I am also admitted to practice in the state of Illinois, where I was admitted on August 23, 1985. I am admitted to the bars of the United States Supreme Court, where I was admitted on May 15, 1989; the United States Court of Appeals for the Third Circuit, where I was admitted on January 6, 2000; United States Court of Appeals for the Fifth

Circuit, where I was admitted on May 10, 1985; the United States Court of Appeals for the Ninth Circuit, where I was admitted on January 14, 2003; the United States District Courts for the Northern District of Texas, where I was admitted on November 21, 1984; the Southern District of Texas, where I was admitted on November 15, 1989; the Eastern District of Texas, where I was admitted on March 23, 1993; the Western District of Texas, where I was admitted on September 26, 1991; and the Northern District of Illinois, where I was admitted on June 18, 1990. I am also admitted to the bar of the United States Tax Court, where I was admitted on June 19, 1989 and United States Court of Federal Claims, where I was admitted on April 22, 1998. I am a member in good standing and eligible to practice law in Texas and Illinois and before the bars of the above listed courts.

4. I have not: (i) been denied admission *pro hac vice* in this State; (ii) had admission *pro hac vice* revoked in this State; or (iii) otherwise formally been disciplined or sanctioned by any court in this State.

5. No formal, written disciplinary proceeding has ever been brought against me by any disciplinary authority in any other jurisdiction within the last five years.

6. I have not been formally held in contempt or otherwise sanctioned by any court in a written order in the last five years for disobedience to its rules or orders.

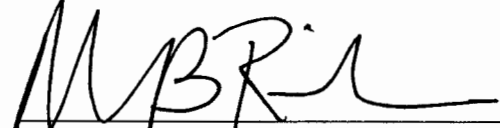
7. I applied to appear *pro hac vice* in the Merrimack County Superior Court in the matter of Venise Theresa Gonya, et al. v. Roger A. Sevigny, et al., Docket No. 04-E-0208. The Motion to Appear *Pro Hac Vice* with Assent was filed with the Court on July 27, 2004 and was granted by the Court on the same date.

8. Attorneys Thomas R. Watson, NH Bar #2670 and Jennifer A. Lemire, NH Bar #11316, of the law firm Watson & Lemire, P.A., 75 Congress Street, Suite 211, P.O. Box 469,

Portsmouth, New Hampshire 03802-0469, (603) 436-7667, are both active members in good standing of the Bar of this State and will be associated with me in the representation of the Plaintiffs in this matter and present at oral argument.

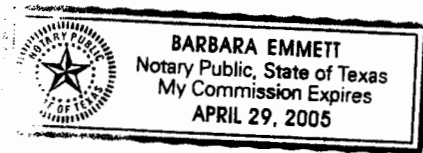
9. I believe the foregoing statements are true to the best of my knowledge and belief.


Dated: February 28, 2005


Alan B. Rich

STATE OF TEXAS
COUNTY OF DALLAS

Sworn to and subscribed before me this 28th day of February, 2005.

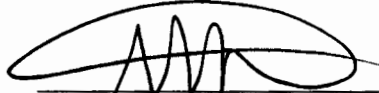



Notary Public
My commission expires:

RULE 21 (5) CERTIFICATION

I hereby certify that, pursuant to Supreme Court Rule 21 (5), Suzanne M. Gorman, Esquire, counsel for the defendant herein, has been apprised of the relief sought in the within application and has indicated her consent thereto.

Date: March 1, 2005

A handwritten signature in black ink, appearing to read 'T. Watson', is written over a horizontal line.

Thomas R. Watson, Esq.